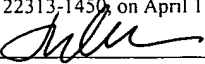


PATENT
Docket No.: 1141/201

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that the enclosed correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 11, 2005.


Julie Nguyen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Rhee, et al.

Serial No.: 09/763,589

Filing Date: February 23, 2001

For: METHOD AND DEVICE FOR
GENERATING VOICE/TEXT/IMAGE
COMMERCIAL INFORMATION
RINGBACK TONE DURING
COMMUNICATION WAIT

Examiner: Tieu, Benny Quoc

Group Art Unit: 2642

STATEMENT AND DECLARATION OF WEN LIU

IN SUPPORT OF

PETITION FOR REVIVAL OF UNAVOIDABLE ABANDONMENT

UNDER RULE 1.137(a)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Wen Liu, a member of the State Bar of California, and a member of the U.S. Patent

Bar, declare the following:

I am the attorney representative of Ringfree International Corp. in connection with the present application.

On information and belief, the present application was assigned to Ringfree Co. Ltd. by inventors Rhee and Hong.

On information and belief, the assignment of the present application from inventors Rhee and Hong to Ringfree Co. Ltd. was recorded on or about January 7, 2003 at Reel 013630, Frame 0426.

Ringfree Co. Ltd. assigned the present application to Ringfree International Corp.

I filed for recordation of the assignment of the present application from Ringfree Co. Ltd. to Ringfree International Corp., which was recorded on or about February 10, 2003 at Reel 013739, Frame 0193.

Ringfree International Corp. executed a Statement under 37 C.F.R. 3.73 (b), and a Revocation of Prior Power of Attorney and Power of Attorney, appointing my firm to be attorney of record for the present application, and revoking the previous power granted to the law firm of Lee and Hong, representatives of Ringfree Co. Ltd.

On June 24, 2003, I filed the Statement under 37 C.F.R. 3.73 (b) and the Revocation of Prior Power of Attorney and Power of Attorney, along with a return postcard. The postcard was returned with a stamped from OIPE indicating that the documents have been received at the USPTO on June 30, 2003. A copy of the postcard is attached hereto as Exhibit A.

On May 12, 2004, upon my inquiry, I was informed by the Patent Office that the Power of Attorney and 3.73(b) Statement were not entered into the patent office records, and they were

missing from the patent office file. We immediately resubmitted a copy of the documents by facsimile (Paper No. 6).

On May 18, 2004, the Patent Office mailed a Notice of Acceptance of Power of Attorney (Paper No. 7) to me at my firm address and a Notice Regarding Change of Power of Attorney to the previous attorney Lee & Hong.

On November 18, 2003, the first substantive Office Action (Paper No. 4) was mailed, but addressed to Lee & Hong, the previous attorney of record for assignor Ringfree Co. Ltd.

I did not receive a copy of the November 18, 2003 Office Action from Lee & Hong. I suspect that because of a dispute concerning the ownership of the present application between the assignor Ringfree Co. Ltd. and my client, the assignee Ringfree International Corp., Ringfree Co. Ltd. and Lee & Hong decided not to forward a courtesy copy of the Office Action to my office or my client.

On information and belief, neither Ringfree Co. Ltd. nor Lee & Hong responded to the Office Action, causing it to be abandoned.

On August 5, 2004, in response to my inquiry as to the status of the present application, the Examiner informed me that the case had been abandoned for failure to respond to the Office Action.

On September 22, 2004, a Notice of Abandonment (Paper No. 8) was mailed by the Patent Office to me at my firm address.

Thereafter, Applicant needed time to gather sufficient information to formulate an appropriate response to the Office Action, including obtaining and reviewing relevant documents

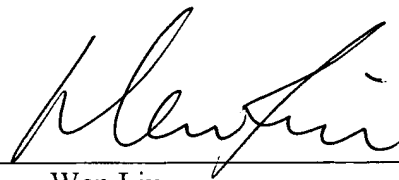
in counterpart foreign patent applications and prosecution histories, without the cooperation of assignor Ringfree Co. Ltd.

Given that the Office Action was misdirected to the wrong representative law firm due to circumstances that are of no fault of my client, including apparent and unreasonable delay by the Patent Office in effecting a change in Power of Attorney, the abandonment of the present application should be deemed unavoidable.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Executed on this 11th day of April, 2005 at Los Angeles, California.

Respectfully submitted,



Wen Liu
Registration No. 32,822

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Los Angeles, California 90071
Telephone: (213) 830-5743
Facsimile: (213) 830-5741

Attachments: Exhibit A